

**BY ORDER OF THE  
SECRETARY OF THE AIR FORCE**

**AIR FORCE POLICY DIRECTIVE 51-11**

**8 SEPTEMBER 2016**



**Law**

**COORDINATION OF REMEDIES FOR  
FRAUD AND CORRUPTION RELATED  
TO AIR FORCE PROCUREMENT  
MATTERS**

**COMPLIANCE WITH THIS PUBLICATION IS MANDATORY**

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(Hon. Gordon O. Tanner)

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This publication implements DoD Directive 5505.5, *Implementation of the Program Fraud Civil Remedies Act*, DoD Directive 5405.2, *Release of Official Information in Litigation and Testimony by DoD Personnel as Witnesses*, and DoD Instruction 7050.05, *Coordination of Remedies for Fraud and Corruption Related to Procurement Activities*. It applies to all Air Force personnel including the Air National Guard and Air Force Reserve.

Refer recommended changes and questions about this publication to the Office of Primary Responsibility (OPR) using the AF Form 847, *Recommendation for Change of Publication*; route AF Form 847 from the field through the appropriate functional chain of command. Ensure that all records created as a result of processes prescribed in this publication are maintained in accordance with Air Force Manual (AFMAN) 33-363, *Management of Records*, and disposed of in accordance with Air Force Records Information Management System (AFRIMS) Records Disposition Schedule (RDS).

**SUMMARY OF CHANGES**

This document revises Air Force Policy Directive 51-11, *Coordination of Remedies for Fraud and Corruption Related to Air Force Procurement Matters*, by making administrative and related updates, ensuring conformance to DoDI 7050.05, *Coordination of Remedies for Fraud and Corruption Related to Procurement Activities*, May 12, 2014, and establishing the Fraud Remedies Program as a learning organization.

**1. Overview.** The Air Force must detect and correct instances of procurement fraud to maintain operational readiness, recoup lost financial resources, restore public confidence in Air Force acquisitions, and prevent fraudulent conduct from occurring in the future.

**2. Policy.** The Air Force will aggressively pursue all significant procurement fraud cases which affect Air Force interests, and will ensure that appropriate criminal, civil, contractual, and administrative remedies are taken in a coordinated, expeditious manner. The Air Force will ensure monies lost to procurement fraud will be recovered for use by affected Air Force programs to the extent allowable by law.

**3. Responsibilities and Authorities.**

3.1. The Office of the General Counsel (SAF/GC) establishes policy and serves as the central authority for the Air Force in monitoring and coordinating remedies in all significant procurement fraud cases. This authority is further delegated to SAF/GCR (Contractor Responsibility).

3.1.1. SAF/GCR is responsible for establishing the Fraud Remedies Program as an Air Force wide learning organization, with a robust knowledge management infrastructure and procedures that enable the identification and distribution of best practices and lessons learned.

3.2. The Judge Advocate General's Corps (TJAG) is responsible for most of the Air Force's installation level legal support as well as providing Air Force wide legal services through the Air Force Legal Operations Agency (AFLOA).

3.3. Major command (MAJCOM), field operating agency (FOA), and direct reporting unit (DRU) commanders will facilitate the pursuit of appropriate remedies in all cases of significant procurement fraud involving resources under their command or control.

3.4. Installation commanders will ensure preparation of acceptable remedies plans reflecting the pursuit of appropriate criminal, civil, contractual, and administrative remedies in all cases of significant procurement fraud involving their installations or facilities.

3.5. The Air Force Office of Special Investigations (AFOSI) will investigate allegations of misconduct in each significant procurement fraud case and support SAF/GC, the Judge Advocate General's Corps, MAJCOM, FOA and DRU commanders, and installation commanders in the pursuit of applicable criminal, civil, contractual, and administrative remedies.

DEBORAH LEE JAMES  
Secretary of the Air Force

**Attachment 1****GLOSSARY OF REFERENCES AND SUPPORTING INFORMATION*****References***

DoDD 5405.2, *Release of Official Information in Litigation and Testimony by DoD Personnel as Witnesses*

DoDI 7050.05, *Coordination of Remedies for Fraud and Corruption Related to Procurement Activities*

DoDI 5505.5, *Coordination of Remedies for Fraud and Corruption Related to Procurement Activities*

AFMAN 37-130, *Records Disposition Schedule*

AFI 51-1101, *The Air Force Procurement Fraud Remedies Program*

***Prescribed Forms***

None

***Adopted Forms***

AF Form 847, *Recommendation for Change of Publication*

***Abbreviations and Acronyms***

**AFI**—Air Force Instruction

**AFLOA**—Air Force Legal Operations Agency

**AFMAN**—Air Force Manual

**AFPD**—Air Force Policy Directive

**AFOSI**—Air Force Office of Special Investigations

**AFRIMS**—Air Force Records Information Management System

**DoD**—Department of Defense

**DoDD**—Department of Defense Directive

**DoDI**—Department of Defense Instruction

**DRU**—Direct Reporting Unit

**FOA**—Field Operating Agency

**MAJCOM**—Major Command

**RDS**—Records Disposition Schedule

**SAF/GC**—Office of the General Counsel

**SAF/GCR**—Office of the General Counsel Contractor Responsibility

**TJAG**—The Judge Advocate General's Corps

### *Terms*

**Fraud**—Any intentional deception by an individual, corporation, partnership, or other entity which seeks to unlawfully deprive the Air Force of something of value or to secure from the Air Force a benefit, privilege, allowance, or consideration for which there is no entitlement.

**Installation**—An air Force Base, Station, Center, or other fixed location as designated by a MAJCOM, FOA, or DRU. This definition includes Air Force Materiel Command product centers.

**Remedies**—Criminal, civil, contractual and administrative actions that should be initiated by a commander or official having responsibility over a matter central to a significant procurement fraud case in order to protect the interests of the Air Force and to deter future incidents of fraudulent conduct.

**Remedies Plans**—Comprehensive, evolving plans prepared in accordance with AFI 51-1101, *The Air Force Procurement Fraud Remedies Program*, for pursuing all applicable remedies in significant procurement fraud cases. These plans are updated periodically to report new information and provide the status and success of all applicable remedies.

**Significant Procurement Fraud Cases**—Alleged or confirmed instances of criminal or civil misconduct by a government contractor or individual which satisfy one or more of the following criteria:

- All procurement-related fraud cases which involve an alleged or actual loss to the Air Force of \$100,000 or more.
- All corruption cases related to the Air Force procurement process, regardless of the dollar amount of loss involved. Corruption includes such fraudulent acts as conflict of interest; the solicitation, offer, payment or receipt of bribes, gratuities, kickbacks, or commissions; the unauthorized disclosure of procurement-related information; and collusion, bid rigging, price-fixing, or other antitrust violations.
- All Air Force cases involving alleged or proven defective products or product substitution where the nature of the product defect or substitution presents a serious hazard to health, safety, or operational readiness, regardless of the dollar amount of loss involved.
- All cases in which there is a significant Air Force interest as determined by SAF/GC. Such cases include, but are not limited to, those involving a congressional inquire or substantial media attention.